

# TRU-FAB INC

4751 GATEWAY CIRCLE - KETTERING, OHIO 45440  
PHONE (513) 435-1733 FAX (513) 435-2411



Catherine Garypie  
Assistant Regional Counsel  
USEPA Region 5  
77 West Jackson Blvd.  
Chicago, Ill. 60604-3590

Sept. 3, 1993

RE: Powell Rd Landfill, Huber Heights, Oh.  
PRP.List.

HS-6J

Dear Ms. Garypie;

Thank you for returning my phone call on Aug. 31, 1993. By way of this letter I am asking that the USEPA consider removing TRU-FAB Inc. from the PRP list for the Powell Rd landfill clean-up.

The following will outline the reasons for this request. Also per your suggestion the 1990 response to 104(e) is being up dated.

## Background:

TRU-FAB incorporated in late 1977 and started a limited operation in 1978. Business is a job shop making sheet metal items for other companies. Opened at this same address and has never moved. Present number of employees averages 15-18.

## Early 1989:

TRU-FAB applied for EPA ID Number OHD087430567. The purpose was to dispose of a liquid chemical which contained chromic fluoride salts. This was removed by Van Waters and Rogers Inc. and transported to GSX Services Inc. Cleveland, Oh. for disposal. This took place in 1989.

This activity may be the connection to the 1990 CERCLA section 104(e) letter 5HSM-TUB-7. This however was after the landfill was closed.

## Feb. 1990:

TRU-FAB responded to section 104(e) CERCLA letter. TRU-FAB had no hazardous or any waste of any kind going to subject landfill.

Trash picked up by Blaylock or Koogler-Surban now owned by Waste Management of North America-Midwest, Inc. was taken to the Montgomery County South incinerator or if closed to the Pinnacle Rd. landfill.

TRU-FAB location in Kettering, Oh. is approximately 6.25 straight line miles south of downtown Dayton. The south incinerator is 3.1 miles also south of Dayton and 4.9 miles.

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Pg.2,cont'd.

west of TRU-FAB. Pinnacle Rd landfill is 5.8 miles west of TRU-FAB. The Montgomery County North incinerator is 5.3 miles north of downtown Dayton and Powell Rd. is approximately 5.3 miles north of Dayton. Air or straight line miles do not show true trucking miles but do demonstrate that waste hauling from TRU-FAB by Waste Management would not be feasible to Powell Rd.at 10.6 total.

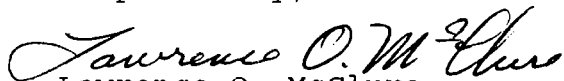
## Orion and RAI findings:

Information presented by Waste Management on the Orion and RAI findings show no activity to Powell Rd landfill from TRU-FAB.

## Request:

TRU-FAB does hereby request that it be removed from the Powell Rd landfill USEPA Superfund PRP list. Included with this request are a copy of the hazardous waste manifest from 1989, copies of pages from Waste Management Executive Summary dated June 9, 1993 which shows that TRU-FAB had no waste going to this landfill and updated response to the 1990 104(e) letter, and articles of incorporation. Map of some of Montgomery County, showing Powell Rd landfill, TRU-FAB, and downtown Dayton.

Respectfully,

  
Lawrence O. McClure  
President.

# *TRU-FAB INC*

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Re: Response to section 104(e) of CERCLA dated Feb. 27, 1990  
with update information as of Sept. 3, 1993

## Question

1. George T. Zink, President and CEO. Mr Zink died Dec. 13, 1991 Mr. Lawrence O. McClure now President and CEO.
2. Lawrence O. McClure, was listed as Vice President.  
No one else at this time.
3. None.
4. OHD087430567 issued March 23, 1989
5. None.
  - a. The only known hazardous material ever generated by TRU-FAB was removed by Van Waters & Rogers properly after the Site was closed.
  - b. TRU-FAB had no hazardous waste to dispose of during the time the Site was open.
6. None. No material, hazardous waste, or any thing went to the Site. Waste haulers used Montgomery County South incinerator or Pinnacle Rd. Landfill.
7. None.
8. Have no knowledge whatsoever about the Site.
9. Same reply as question #8.
10. Same reply as question #8.
11. Same reply as question #8.
12. Knew nothing about the Site at the time of response in 1990. Have been informed via USEPA and Waste Management. since.
13. No employee has ever given, sold, transferred, delivered, or caused to be delivered any material or item, to the Site. Relative to question 13, we do have a dumpster, owned and serviced by a local hauler.

We have used only two haulers (all materials hauled by them have been non-hazardous.) since our business was started.

Blaylock and Koogler-Surban has hauled our waste which was non-hazardous. In 1993 both haulers have stated our waste because of our location would have gone to Montgomery County South incinerator or Pinnacle Rd landfill.

In 1990 we did not know if either hauler did business with the Site. Have learned since in 1993 of Waste Management's ownership.

14. Detailed explanation in question "13" above.
15. The only hazardous materials generated by TRU-FAB was removed properly by Van Waters & Rogers which was

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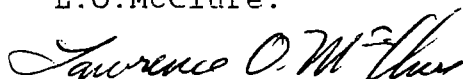
Re: Response to section 104(e) of CERCLA dated Feb. 27, 1990  
with update information as of Sept. 3, 1993 Pg. 2 cont'd.

16. I have had phone conversation with Mr. Ken Tindall, and he advised that our response to this question should state that he has authorized us to not submit the requested documents at this time. This was the response in 1990. In view of the information in the cover letter and the request no additional information is being furnished at this time.
17. See question 16, above.
18. See question 16, above.

We have been frank and honest in our preparation of this document, and trust that the information provided is adequate.

Sincerely,


In Feb. ,1990 Mr. George T. Zink then president, now deceased answered the above except the updated info is by L.O. McClure.

  
Lawrence O. McClure  
President

## Financial Background Questions for all Corporate PRPS

1. TRU-FAB Inc. 4751 Gateway Cir. Kettering, Oh. 45440  
This is the only location.
2. Lawrence O. and Sandra S. McClure own all outstanding shares. In Feb. 1990 George T. and Betty Jane Zink both owned 52 shares each. These shares were bought back by TRU-FAB Inc. in Mar, 1992.
3. See attached.
4. Lawrence O. McClure; CEO, Chairman of the board, President, Treasurer. Holds 48 shares.  
Sandra Scott McClure; Secretary, not active in daily operations. Holds 48 shares.  
Donald Weckstein; Assistant Secretary and corporate attorney.

Sincerely,

  
Lawrence O. McClure  
President



United States Environmental Protection Agency  
Washington, DC 20460

# Notification of Hazardous Waste Activity

**Please refer to the instructions for Filing Notification before completing this form. The information requested here is required by law (Section 3010 of the Resource Conservation and Recovery Act).**

### Comments:

[illegible]

MAR 23 1988

[illegible]

## Street or P.O. Box

[illegible]

City or Town

**Seite**

ZIP Code \_\_\_\_\_

C	K	E	T	T	E	R	I	N	G									O	H	4	5	4	4	0
---	---	---	---	---	---	---	---	---	---	--	--	--	--	--	--	--	--	---	---	---	---	---	---	---

## Street or Route Number

[illegible]

City or Town

## Summary

**ZIP Code**

C	K	E	T	T	E	R	I	N	G									O	H	4	5	4	4	0
---	---	---	---	---	---	---	---	---	---	--	--	--	--	--	--	--	--	---	---	---	---	---	---	---

## Name and Title (last, first, and job title)

**Phone Number (area code and number)**

L	A	R	R	Y	/	M	c	C	L	U	R	E	V	P-#			5	1	3	4	3	5	1	7	3	3
---	---	---	---	---	---	---	---	---	---	---	---	---	---	-----	--	--	---	---	---	---	---	---	---	---	---	---

**A. Name of Installation's Legal Owner**

B. Type of Ownership (enter code)

C	G	E	O	R	G	E	T.	Z	I	N	K							P
---	---	---	---	---	---	---	----	---	---	---	---	--	--	--	--	--	--	---

**VI. Type of Regulated Waste Activity (Mark "X" in the appropriate boxes. Refer to instructions.)**

### A. Hazardous Waste Activity

### B. Used Oil Fuel Activities

- ☒ 1a. Generator ☒ 1b. Less than 1,000 kg/ma.
- ☐ 2. Transporter
- ☐ 3. Treater/Storer/Disposer
- ☐ 4. Underground Injection
- ☐ 5. Market or Burn Hazardous Waste Fuel  
(enter "X" and mark appropriate boxes below)
- ☐ a. Generator Marketing to Burner
- ☐ b. Other Marketer
- ☐ c. Burner

- ☐ 6. Off-Specification Used Oil Fuel  
(enter "X" and mark appropriate boxes below)
- ☐ a. Generator Marketing to Burner
- ☐ b. Other Marketer
- ☐ c. Burner
- ☐ 7. Specification Used Oil Fuel Marketer (or On Site Burner)  
Who First Claims the Oil Meets the Specification

**VII. Waste Fuel Burning: Type of Combustion Device** (enter "X" in all appropriate boxes to indicate type of combustion device(s) in which hazardous waste fuel or off-specification used oil fuel is burned. See instructions for definitions of combustion devices.)

- ☐
- A. Utility Boiler
- ☐
- B. Industrial Boiler
- ☐
- C. Industrial Furnace

**VIII. Mode of Transportation (transporters only — enter 'X' in the appropriate box(es))**

- ☐
- A. Air
- ☐
- B. Rail
- ☐
- C. Highway
- ☐
- D. Water
- ☐
- E. Other (specify) \_\_\_\_\_

### **IX. First or Subsequent Notification**

Mark "X" in the appropriate box to indicate whether this is your installation's first notification of hazardous waste activity or a subsequent notification. If this is not your first notification, enter your installation's EPA ID Number in the space provided below.

- ☒
- A. First Notification**
- ☐
- B. Subsequent Notification (complete item C)**

### C. Installation's EPA ID Number

3-22-89-26

ID - For Official Use Only															
C														T/A	C
W															1

# X. Description of Hazardous Wastes (continued from front)

A. Hazardous Wastes from Nonspecific Sources. Enter the four-digit number from 40 CFR Part 261.31 for each listed hazardous waste from nonspecific sources your installation handles. Use additional sheets if necessary.

1	2	3	4	5	6
7	8	9	10	11	12

B. Hazardous Wastes from Specific Sources. Enter the four-digit number from 40 CFR Part 261.32 for each listed hazardous waste from specific sources your installation handles. Use additional sheets if necessary.

13	14	15	16	17	18
F 0 0 1	D 0 0 7	F 0 0 2	F 0 0 5		
19	20	21	22	23	24
25	26	27	28	29	30

C. Commercial Chemical Product Hazardous Wastes. Enter the four-digit number from 40 CFR Part 261.33 for each chemical substance your installation handles which may be a hazardous waste. Use additional sheets if necessary.

31	32	33	34	35	36
37	38	39	40	41	42
43	44	45	46	47	48

D. Listed Infectious Wastes. Enter the four-digit number from 40 CFR Part 261.34 for each hazardous waste from hospitals, veterinary hospitals, or medical and research laboratories your installation handles. Use additional sheets if necessary.

49	50	51	52	53	54
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E. Characteristics of Nonlisted Hazardous Wastes. Mark "X" in the boxes corresponding to the characteristics of nonlisted hazardous wastes your installation handles. (See 40 CFR Parts 261.21 - 261.24)

☐ 1. Ignitable  
(D001)

☐ 2. Corrosive  
(D002)

☐ 3. Reactive  
(D003)

☐ 4. Toxic  
(D000)

# XI. Certification

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Signature <i>George T. Zink</i>	Name and Official Title (type or print) George T. Zink, President	Date Signed 2/16/89
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# UNIFORM HAZARDOUS WASTE MANIFEST

1. Generator's US EPA ID No.  
OH D 087430567

Manifest Document No.  
00001

2. Page 1 of 1

Information in the shaded areas is not required by Federal law.

## 3. Generator's Name and Mailing Address

TRU-FAB Inc.  
4751 Gateway Circle, Kettering, Ohio 45440

4. Generator's Phone (513) 435-1733

## 5. Transporter 1 Company Name

Van Waters & Rogers Inc.

6. US EPA ID Number  
OHD 002899847

## 7. Transporter 2 Company Name

HAZMAT ENVIRONMENTAL GROUP INC. OH D 980769947

## 9. Designated Facility Name and Site Address

GSX Services of Ohio Inc.  
7415 Bessemier Ave  
Cleveland, Ohio 44127

10. US EPA ID Number  
OH D 980569438

## 11. US DOT Description (Including Proper Shipping Name, Hazard Class, and ID Number)

a. Hazardous waste liquid N.O.S., ORM-E  
xNA- 9189 (D007) (chromic fluoride salts)  
(EPA)

## 12. Containers

No.

Type

13. Total Quantity

14. Unit Wt/Vol

15. Waste No.

6

DM

330

G

D007

## J. Additional Descriptions for Materials Listed Above

## K. Handling Codes for Wastes Listed Above

## 15. Special Handling Instructions and Additional Information

A.) Lab # A-24842

## 16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national governmental regulations.

If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment; OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.

Printed/Typed Name

LAWRENCE O. McCLURE

Signature

Lawrence O. McClure

Month Day Year

9/13/89

## 17. Transporter 1 Acknowledgement of Receipt of Materials

Printed/Typed Name

CHARLES PROCTOR

Signature

Charles Proctor

Month Day Year

10/13/89

## 18. Transporter 2 Acknowledgement of Receipt of Materials

Printed/Typed Name

George Phillips

Signature

George Phillips

Month Day Year

10/9/89

## 19. Discrepancy Indication Space

## 20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.

Printed/Typed Name

P. SINGH

Signature

P. Singh For GSX

Month Day Year

10/20/89

ORIGINAL-RETURN TO GENERATOR



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

230 SOUTH DEARBORN ST.

CHICAGO, ILLINOIS 60604

FACSIMILE REQUEST AND COVER SHEET

OFFICE/PHONE *Tu-Fab Inc*  
*4751 Gateway Circle*  
*Kettering, OH 45440*

MACHINE NO.: *513/435-2411*

VERIFICATION NO.:

TO: *Mr. George Zink*

FROM: *Ken Tindall*

PHONE NO.: *312/836-9875*

MAIL CODE: *545-11*

OFFICE:

DATE: *2/6/90*

NUMBER OF PAGES TO INCLUDE THIS COVER SHEET: *2*

PLEASE NUMBER ALL PAGES

INFORMATION FOR SENDING FACSIMILE MESSAGES

EQUIPMENT	FACSIMILE NUMBER	VERIFICATION NUMBER
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PANAFAX UF-640

FTS: 886-4071

COMM: (312) 886-4071

Waste Management Division

Office of Superfund

The Remedial & Enforcement Response Branch

Norman Niedergang, Chief



# CONVERSATION RECORD

TIME

1:10 P.M.

DATE

3/6/90

TYPE

☐ VISIT

☐ CONFERENCE

☒ TELEPHONE

☐ INCOMING

☐ OUTGOING

Location of Visit/Conference:

NAME OF PERSON(S) CONTACTED OR IN CONTACT WITH YOU

George Zink

ORGANIZATION (Office, dept., bureau, etc.)

Tru-Fab

TELEPHONE NO.

FAX  
513/435-2411

ROUTING

NAME/SYMBOL

INIT

SUBJECT

Extension on 104(e) response

SUMMARY

Due to severe illnesses, Mr. Zink called to ask for an extension to the dead line for response to the Powell Road information request letter.

We agreed to a three week extension. Faxed this record to Mr. Zink as verification.

ACTION REQUIRED

None

NAME OF PERSON DOCUMENTING CONVERSATION

Ken Tindall

SIGNATURE

Ken Tindall

DATE

2/6/90

ACTION TAKEN

SIGNATURE

TITLE

DATE

CONVERSATION RECORD

OPTIONAL FORM  
DEPARTMENT OF